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Attorneys for Complainant

**BEFORE THE
CALIFORNIA BOARD OF ACCOUNTANCY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

WILLIAM T. WALL, III

Respondent.

Case No. AC-2001-3

OAH No. L-2001110256

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the
above-entitled proceedings that the following matters are true:

PARTIES

1. Carol Sigmann (Complainant) is the Executive Officer of the California
Board of Accountancy. She brought this action solely in her official capacity and is represented
in this matter by Bill Lockyer, Attorney General of the State of California, by Barry G. Thorpe,
Deputy Attorney General.

2. Respondent William T. Wall, III (Respondent) is represented in this
proceeding by attorney Craig T. Wormley, whose address is Miller & Associates L.L.P., 2530
Wilshire Blvd 1 FL, Santa Monica, CA 90403.

3. On or about August 6, 1971, the California Board of Accountancy issued
Certified Public Accountant License (Certificate) No. 16717 to William T. Wall, III, 3018
Glennwood Circle, Torrance, CA 90505 (Respondent). The Certificate was last renewed on or

1 around August 1, 2001, and remains in active status until its next scheduled renewal on July 31,
2 2003.

3 JURISDICTION

4 4. Accusation No. AC-2001-3 was filed before the California Board of
5 Accountancy (Board), Department of Consumer Affairs,, and is currently pending against
6 Respondent. The Accusation and all other statutorily required documents were properly served
7 on Respondent on June 5, 2001. Respondent timely filed his Notice of Defense contesting the
8 Accusation. A copy of Accusation No. AC-2001-3 is attached as exhibit A and incorporated
9 herein by reference.

10 ADVISEMENT AND WAIVERS

11 5. Respondent has carefully read, fully discussed with counsel, and
12 understands the charges and allegations in Accusation No. AC-2001-3. Respondent has also
13 carefully read, fully discussed with counsel, and understands the effects of this Stipulated
14 Settlement and Disciplinary Order.

15 6. Respondent is fully aware of his legal rights in this matter, including the
16 right to a hearing on the charges and allegations in the Accusation; the right to be represented by
17 counsel at his own expense; the right to confront and cross-examine the witnesses against him;
18 the right to present evidence and to testify on his own behalf; the right to the issuance of
19 subpoenas to compel the attendance of witnesses and the production of documents; the right to
20 reconsideration and court review of an adverse decision; and all other rights accorded by the
21 California Administrative Procedure Act and other applicable laws.

22 7. Respondent voluntarily, knowingly, and intelligently waives and gives up
23 each and every right set forth above.

24 CULPABILITY

25 8. Respondent admits the truth of each and every charge and allegation in
26 Accusation No. AC-2001-3.

27 9. Respondent agrees that his Certificate is subject to discipline and he agrees
28 to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order below.

1 CONTINGENCY

2 10. This stipulation shall be subject to approval by the California Board of
3 Accountancy. Respondent understands and agrees that counsel for Complainant and the staff of
4 the California Board of Accountancy may communicate directly with the Board regarding this
5 stipulation and settlement, without notice to or participation by Respondent or his counsel. By
6 signing the stipulation, Respondent understands and agrees that he may not withdraw his
7 agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon
8 it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement
9 and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be
10 inadmissible in any legal action between the parties, and the Board shall not be disqualified from
11 further action by having considered this matter.

12 11. The parties understand and agree that facsimile copies of this Stipulated
13 Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same
14 force and effect as the originals.

15 12. In consideration of the foregoing admissions and stipulations, the parties
16 agree that the Board may, without further notice or formal proceeding, issue and enter the
17 following Disciplinary Order:

18 DISCIPLINARY ORDER

19 IT IS HEREBY ORDERED that Certified Public Accountant License No. 16717
20 issued to Respondent William T. Wall, III, is revoked. However, the revocation is stayed and
21 Respondent is placed on probation for three (3) years on the following terms and conditions.

22 1. **Actual Suspension.** Certified Public Accountant License No. 16717
23 issued to William T. Wall, III, is suspended for 60 days. During the period of suspension the
24 Respondent shall engage in no activities for which certification as a Certified Public Accountant
25 or Public Accountant is required as described in Business and Professions Code, Division 3,
26 Chapter 1, Section 5051.

27 2. **Obey All Laws.** Respondent shall obey all federal, California, other
28 states' and local laws, including those rules relating to the practice of public accountancy in

1 California.

2 3. **Submit Written Reports.** Respondent shall submit, within ten (10) days
3 of completion of the quarter, written reports to the Board on a form obtained from the Board.
4 The Respondent shall submit, under penalty of perjury, such other written reports, declarations,
5 and verification of actions as are required. These declarations shall contain statements relative to
6 Respondent's compliance with all the terms and conditions of probation. Respondent shall
7 immediately execute all release of information forms as may be required by the Board or its
8 representatives.

9 4. **Personal Appearances.** Respondent shall, during the period of probation,
10 appear in person at interviews/meetings as directed by the Board or its designated
11 representatives, provided such notification is accomplished in a timely manner.

12 5. **Comply With Probation.** Respondent shall fully comply with the terms
13 and conditions of the probation imposed by the Board and shall cooperate fully with
14 representatives of the Board of Accountancy in its monitoring and investigation of the
15 Respondent's compliance with probation terms and conditions.

16 6. **Comply With Citations.** Respondent shall comply with all final orders
17 resulting from citations issued by the Board of Accountancy.

18 7. **Tolling of Probation For Out-of-State Residence/Practice.** In the event
19 Respondent should leave California to reside or practice outside this state, Respondent must
20 notify the Board in writing of the dates of departure and return. Periods of non-California
21 residency or practice outside the state shall not apply to reduction of the probationary period, or
22 of any suspension. No obligation imposed herein, including requirements to file written reports,
23 reimburse the Board costs, or make restitution to consumers, shall be suspended or otherwise
24 affected by such periods of out-of-state residency or practice except at the written direction of the
25 Board.

26 8. **Violation of Probation.** If Respondent violates probation in any respect,
27 the Board, after giving Respondent notice and an opportunity to be heard, may revoke probation
28 and carry out the disciplinary order that was stayed. If an accusation or a petition to revoke

1 probation is filed against Respondent during probation, the Board shall have continuing
2 jurisdiction until the matter is final, and the period of probation shall be extended until the matter
3 is final.

4 9. **Completion of Probation.** Upon successful completion of probation,
5 Respondent's license will be fully restored.

6 10. **Continuing Education Courses.** Respondent shall complete and provide
7 proper documentation of 24 hours of continuing education as part of the regular 80-hour
8 requirement for license renewal by August 1, 2003, as directed by the Board or its representative.

9 Failure to satisfactorily complete the required courses as scheduled or failure to
10 complete same no later than 100 days prior to the termination of probation shall constitute a
11 violation of probation.

12 11. **Active License Status.** Respondent shall at all times maintain an active
13 license status with the Board, including during any period of suspension. If the license is expired
14 at the time the Board's decision becomes effective, the license must be renewed within 30 days of
15 the effective date of the decision.

16 12. **Cost Reimbursement.** Respondent shall reimburse the Board \$3,800.00
17 for its investigation and prosecution costs. The payment shall be made within one (1) year of the
18 date the Board's decision is final.

19 //

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21 //

22 //

23 //


24 //

25 ACCEPTANCE

26 I have carefully read the above Stipulated Settlement and Disciplinary Order and
27 have fully discussed it with my attorney, Craig T. Wormley. I understand the stipulation and the
28 effect it will have on my Certified Public Accountant License No. 16717. I enter into this

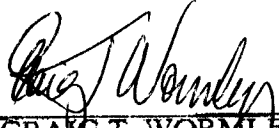
1 Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree
2 to be bound by the Decision and Order of the California Board of Accountancy.

3 DATED: 7-24-02.

4
5 
6 WILLIAM T. WALL, III
7 Respondent

8 I have read and fully discussed with Respondent Thomas D. Leaper the terms and
9 conditions and other matters contained in the above Stipulated Settlement and Disciplinary
10 Order. I approve its form and content.

11 DATED: 7-24-02.

12
13 
14 CRAIG T. WORMLEY
15 Attorney for Respondent

16 ENDORSEMENT

17 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
18 submitted for consideration by the California Board of Accountancy of the Department of
19 Consumer Affairs.

20
21 DATED: 7-24-02.

22 BILL LOCKYER, Attorney General
23 of the State of California

24
25 
26 BARRE G. THORPE
27 Deputy Attorney General

28 Attorneys for Complainant

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CALIFORNIA BOARD OF ACCOUNTANCY
DEPARTMENT OF CONSUMER AFFAIRS
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OAH No. L-2001110256

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the California Board of Accountancy, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on October 25, 2002.

It is so ORDERED September 25, 2002.



FOR THE CALIFORNIA BOARD OF ACCOUNTANCY
DEPARTMENT OF CONSUMER AFFAIRS

Exhibit A
Accusation No. AC-2001-3

1 BILL LOCKYER, Attorney General
of the State of California
2 MICHAEL A. SHEKEY, State Bar No. 143436
Deputy Attorney General
3 California Department of Justice
300 South Spring Street, Suite 1702
4 Los Angeles, California 90013
Telephone: (213) 897-2520
5 Facsimile: (213) 897-2804

6 Attorneys for Complainant

7
8 **BEFORE THE**
BOARD OF ACCOUNTANCY
9 **DEPARTMENT OF CONSUMER AFFAIRS**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. AC-2001-3

12 WILLIAM T. WALL, III
3018 Glennwood Circle
13 Torrance, California 90505

A C C U S A T I O N

14 Certificate No. 16717

15 Respondent.

16
17 Complainant alleges:

18 PARTIES

19 1. Carol B. Sigmann ("Complainant") brings this Accusation solely in
20 her official capacity as the Executive Officer of the Board of Accountancy, Department
21 of Consumer Affairs.

22 2. On or about August 6, 1971, the Board of Accountancy issued
23 Certificate Number 16717 to William T. Wall, III ("Respondent"). The Certified Public
24 Accountant Number was in full force and effect at all times relevant to the charges
25 brought herein and will expire on July 31, 2001, unless renewed.

26 JURISDICTION

27 3. This Accusation is brought before the Board of Accountancy
28 ("Board"), under the authority of the following sections of the Business and Professions

1 Code ("Code").

2 4. Section 5100 of the Code states that after notice and hearing the
3 board may revoke, suspend or refuse to renew any permit or certificate granted under
4 Article 4 (commencing with Section 5070) and Article 5 (commencing with Section
5 5080), or may censure the holder of that permit or certificate for unprofessional conduct
6 which includes, but is not limited to, one or any combination of the following causes:

7 (f) Willful violation of this chapter or any rule or regulation promulgated by
8 the board under the authority granted under this chapter.

9 (g) Suspension or revocation of the right to practice before any
10 governmental body or agency.

11 5. Section 118(b) of the Code states that the suspension, expiration,
12 or forfeiture by operation of law of a license issued by a board in the department, or its
13 suspension, forfeiture, or cancellation by order of the board or by order of a court of
14 law, or its surrender without the written consent of the board, shall not, during any
15 period in which it may be renewed, restored, reissued, or reinstated, deprive the board
16 of its authority to institute or continue a disciplinary proceeding against the licensee
17 upon any ground provided by law or to enter an order suspending or revoking the
18 license or otherwise taking disciplinary action against the licensee on any such ground.

19 CAUSE FOR DISCIPLINE

20 6. Respondent is subject to disciplinary action by the Board pursuant
21 to section 5100(g) for unprofessional conduct by reason of the following facts:

22 A. On or about June 17, 1998, the United States Securities and
23 Exchange Commission ("SEC") issued an order suspending
24 Respondent to practice before the SEC for three years as stated in
25 the Administrative Proceeding, Case No. 3-9627 entitled In the
26 Matter of William T. Wall, III, CPA, et al.

27 B. The suspension was based on findings that Respondent failed to
28 perform an audit of the 1993 financial statements of Styles on

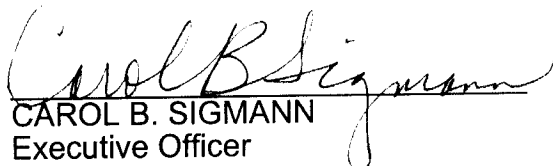
1 Video, Inc. in accordance with Generally Accepted Auditing
2 Standards.

3 PRAYER

4 WHEREFORE, Complainant requests that a hearing be held on the
5 matters herein alleged, and that following the hearing, the Board of Accountancy issue
6 a decision:

- 7 1. Revoking, suspending or otherwise imposing discipline upon
8 Certificate Number 16717, issued to William T. Wall, III;
9 2. Taking such other and further action as the Board deems proper.

10
11 DATED: May 1, 2001.
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13
14 
15 CAROL B. SIGMANN
16 Executive Officer
17 Board of Accountancy
18 Department of Consumer Affairs
19 State of California
20 Complainant
21
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